

ONE HUNDRED ELEVENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**  
COMMITTEE ON ENERGY AND COMMERCE  
2125 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515-6115

Majority (202) 225-2927  
Minority (202) 225-3641

April 12, 2010

Mr. Mark Rohr  
Chairman, President, and CEO  
Albemarle Corporation  
Baton Rouge Tower  
451 Florida Street  
Baton Rouge, LA 70801

Dear Mr. Rohr:

The Committee on Energy and Commerce and its Subcommittee on Oversight and Investigations are examining the use of flame retardant chemicals, such as polybrominated diphenyl ethers (PBDEs), in various consumer products.

The Subcommittee on Oversight and Investigations will hold a hearing on May 20, 2010, at 10:00 a.m. in Room 2123 of the Rayburn House Office Building to examine the use of these chemicals. We request your personal testimony at this hearing.

In order to assist the Committee with its preparation for the hearing, we ask that you provide the Committee with the following information and documents for each year since January 1, 2004, to the present:

1. A table identifying your ten best-selling chemicals that are, or were, used as flame retardants. For each chemical, the table should include:
  - a. the product name;
  - b. the chemical name;
  - c. the chemical identification;
  - d. the CAS Registry Number;
  - e. the volume manufactured each year;

- f. the volume sold each year;
  - g. the consumer products in which the chemical was used, if available. If unavailable, please provide the top ten customers who purchased the chemical; and
  - h. all Material Safety Data Sheets (MSDS) relating to the chemical.
- 2. Any documents, including internal and external communications, concerning the submission of premanufacture notices and 8(e) reporting to the U.S. Environmental Protection Agency (EPA) related to chemicals used as flame retardants, as required by the Toxic Substances Control Act (TSCA), including communications relating to the process for identifying and labeling confidential business information (CBI);
- 3. Any documents, including internal and external communications, related to potential health, safety, or environmental effects of chemicals used as flame retardants, including:
  - a. toxicity studies and tests, life cycle assessments, risk assessments, and other chemical testing the company has conducted, commissioned, or been commissioned to perform, including in vivo and in vitro testing and any evidence or testing relating to human exposure to chemicals used as flame retardants;
  - c. communications to workers—your own or those of any purchaser or end user—regarding potential health, safety, or environmental effects of chemicals used as flame retardants;
  - d. restrictions or limitations on chemical testing or identification of chemicals used as flame retardant components by purchasers or end users; and
  - e. communications with nonprofit organizations concerning potential health, safety, or environmental effects of chemicals used as flame retardants.
- 4. Any documents, including internal and external communications, sent to or prepared or reviewed by senior company officials related to the transition from one chemical used as a flame retardant to another chemical used as a flame retardant, including documents comparing the chemical structures or potential health and safety effects of the chemicals;
- 5. Any documents, including internal and external communications, relating to flame safety effectiveness, including internal flame safety testing and the validity of external flame safety data.

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Please produce the requested information by April 26, 2010. Please include the requested information for all units, divisions, affiliates, or subsidiaries controlled or owned in whole or in part by your company. For purposes of this request, the term "senior company officials" includes all company officials at the level of Vice President and above for the company or any subsidiary.

An attachment to this letter provides additional information on how to respond to the Committee's request. If you have questions regarding this request, please contact Tiffany Benjamin or Anne Tindall of the Committee staff at (202) 226-2424.

Sincerely,



Henry A. Waxman  
Chairman



Bart Stupak  
Chairman  
Subcommittee on Oversight  
and Investigations

Enclosure

cc: The Honorable Joe Barton  
Ranking Member

The Honorable Michael Burgess  
Ranking Member  
Subcommittee on Oversight  
and Investigations